

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTY-FIRST LEGISLATIVE DAY
FRIDAY, MARCH 11, 2022

Senate Chamber

President McGeachin called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Patrick and Riggs, absent and formally excused by the Chair.

Prayer was offered by Senator Van T. Burtenshaw.

The Pledge of Allegiance was led by Katelyn Berry, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 10, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 11, 2022

The JUDICIARY AND RULES Committee reports that [S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), [S 1394](#), [S 1395](#), [S 1396](#), and [S 1397](#) have been correctly printed.

LAKEY, Chairman

[S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), [S 1394](#), [S 1395](#), and [S 1396](#) were referred to the Finance Committee.

[S 1397](#) was referred to the Judiciary and Rules Committee.

March 10, 2022

The JUDICIARY AND RULES Committee reports that [S 1283](#), [S 1266](#), [S 1270](#), and [S 1361](#) have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1283](#), [S 1266](#), [S 1270](#), and [S 1361](#) and ordered them transmitted to the House for the signature of the Speaker.

March 10, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out [H 689](#), [H 713](#), and [H 714](#) with the recommendation that they do pass.

RICE, Chairman

[H 689](#), [H 713](#), and [H 714](#) were filed for second reading.

March 10, 2022

The EDUCATION Committee reports out [H 716](#), [H 731](#), [HCR 39](#), and [HCR 45](#) with the recommendation that they do pass.

THAYN, Chairman

[H 716](#) and [H 731](#) were filed for second reading.

[HCR 39](#) and [HCR 45](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 10, 2022

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Dean Fisher to the Public Charter School Commission, term to expire May 12, 2023.

THAYN, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 10, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Sarah Griffin of Boise, Idaho, was reappointed to the Idaho Personnel Commission to serve a term commencing July 1, 2021, and expiring July 1, 2027.

This appointment is subject to confirmation by the Senate, notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 10, 2022

Dear Madam President:

I transmit herewith [H 742](#) and [H 743](#), which have passed the House.

MAULIN, Chief Clerk

[H 742](#) and [H 743](#) were filed for first reading.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

On request by Senator Anthon, granted by unanimous consent, [HCR 34](#) was placed before the Senate for final consideration at this time.

The President announced that [HCR 34](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Zito, seconded by Senator Stennett, [HCR 34](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [SCR 122](#) was placed before the Senate for final consideration at this time.

The President announced that [SCR 122](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Vick, seconded by Senator Burgoyne, [SCR 122](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, [SCR 123](#) was placed before the Senate for final consideration at this time.

The President announced that [SCR 123](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Vick, seconded by Senator Stennett, [SCR 123](#) was adopted by voice vote, title was approved, and the resolution ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 742](#) and [H 743](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 710](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[H 584](#) and [H 608](#), by Resources and Conservation Committee, were read the second time at length and filed for third reading.

[H 672](#) and [H 702](#), by Ways and Means Committee, were read the second time at length and filed for third reading.

[H 664](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 637](#), by Local Government Committee, was read the second time at length and filed for third reading.

[H 678](#), by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

[S 1301](#), by Local Government and Taxation Committee, was read the second time at length and filed for third reading.

[H 685](#) and [H 723](#), by Education Committee, were read the second time at length and filed for third reading.

[S 1380](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1384](#), [S 1385](#), [S 1386](#), [S 1387](#), [S 1388](#), and [S 1389](#), by Finance Committee, were read the second time at length and filed for third reading.

[S 1340](#) and [S 1381](#), by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

[H 527](#), by Transportation and Defense Committee, was read the second time at length and filed for third reading.

[H 588](#) and [H 590](#), by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

[H 611](#), by Business Committee, was read the second time at length and filed for third reading.

[S 1368](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [H 556](#) and [H 594](#) retained their place on the Third Reading Calendar for one legislative day.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of [S 1301](#) be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of urgency, and that [S 1301](#) be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended.

[S 1301](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Guthrie, Heider, Lent, Martin, Rice, Riggs, Souza, Thayn, Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 22.

NAYS—Burtenshaw, Harris, Lakey, Lee, Lodge, Nelson, Nye, Ricks, Semmelroth, Stennett, VanOrden (Bair), Zito. Total - 12.

Absent and excused—Patrick. Total - 1.

Paired and voting included in roll call:

AYE - Riggs NAY - Lakey

Total - 35.

Whereupon the President declared [S 1301](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 609](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 32.

NAYS—None.

Absent and excused—Patrick, Rice, Riggs. Total - 3.

Total - 35.

Whereupon the President declared [H 609](#) passed, title was approved, and the bill ordered returned to the House.

[H 564](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Zito. Total - 1.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 564](#) passed, title was approved, and the bill ordered returned to the House.

[H 501](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Ricks arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 501](#) passed, title was approved, and the bill ordered returned to the House.

[H 532](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 532](#) passed, title was approved, and the bill ordered returned to the House.

[H 548](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 29.

NAYS—Crabtree, Vick, Zito. Total - 3.

Absent and excused—Lent, Patrick, Riggs. Total - 3.

Total - 35.

Whereupon the President declared [H 548](#) passed, title was approved, and the bill ordered returned to the House.

[H 607](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Crabtree, Den Hartog, Guthrie, Harris, Lakey, Lee, Lodge, Nelson, Nye, Rice, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 22.

NAYS—Bayer, Burtenshaw, Cook, Grow, Heider, Lent, Martin, Ricks, Thayn, Vick, Zito. Total - 11.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 607](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 606](#) retained its place on the Third Reading Calendar for one legislative day.

[H 523](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 523](#) passed, title was approved, and the bill ordered returned to the House.

[H 524](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 524](#) passed, title was approved, and the bill ordered returned to the House.

[H 525](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Rice, Ricks, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Patrick, Riggs. Total - 2.

Total - 35.

Whereupon the President declared [H 525](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:01 p.m. until the hour of 9:30 a.m., Monday, March 14, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary